



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Toshio Kitamura et al.
Serial No. : 10/009,329
Filed : April 11, 2002
Title : PACKAGING CELL

Art Unit : 1648
Examiner : Myron G. Hill

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated December 2, 2004, finally rejecting claims 1, 3-8, 11-14, and 16-28.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for two (2) months, to and including May 2, 2005, is enclosed.

A check in the amount of \$500 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: May 2, 2005

Reg. NO. 44,164
for Janis K. Fraser, Ph.D., J.D.
Reg. No. 34,819

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

50275301.doc

05/05/2005 MAHNE1 00000034 10009329

01 FC:1401

500.00 DP

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EV584755625US

May 2, 2005
Date of Deposit